

Person Filing: \_\_\_\_\_

(1) Mailing Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Daytime Phone / Alternate Phone: ( ) - ( ) -

Representing: ☐ Self ☐ Attorney ☐ Other

State Bar No. (if applicable): \_\_\_\_\_



## Maricopa County Justice Courts, Arizona

(2) \_\_\_\_\_

(5) \_\_\_\_\_

(8) CASE NUMBER: \_\_\_\_\_

( ) -

Petitioner / Plaintiff ☐ Judgment Creditor ☐ Judgment Debtor

### REQUEST FOR HEARING ON NONEXEMPT EARNINGS STATEMENT (A.R.S. § 12-1598.16 (J) & (K))

(6) \_\_\_\_\_

(7) \_\_\_\_\_

( ) -

Respondent / Defendant ☐ Judgment Creditor ☐ Judgment Debtor

( ) -

Garnishee

I am the judgment debtor or I represent the judgment debtor in this action. I want a hearing on the garnishment of earnings from this garnishee because:

(9) Check all that apply:

☐ The Nonexempt Earnings Statement is incorrectly filled out.

☐ Other (10) \_\_\_\_\_

(11) Copy provided to judgment creditor on:

Date: \_\_\_\_\_

By: ☐ Mail ☐ Hand Delivery

(12) Copy provided to garnishee on:

Date: \_\_\_\_\_

By: ☐ Mail ☐ Hand Delivery

The Court can call me at (13) \_\_\_\_\_ between 8 a.m. and 5 p.m. regarding the hearing, if necessary.  
(phone)

(14) Date: \_\_\_\_\_  
Judgment Debtor or Authorized Agent

#### WARNING TO THE JUDGMENT DEBTOR:

To request a hearing, this document or one similar, must be received by the Court within 10 business days after you receive Garnishee's Answer, unless you show good reason for the delay.



## Maricopa County Justice Courts

### INSTRUCTIONS FORM 14 - REQUEST FOR HEARING ON NONEXEMPT EARNINGS STATEMENT (A.R.S. 12-1598.16 (J)&(K))

#### **WARNING !**

***ALL PARTIES TO A GARNISHMENT ARE STRONGLY URGED TO OBTAIN LEGAL ADVICE FROM AN ATTORNEY. Garnishment procedures are governed by Arizona law and are extremely complicated. All parties involved must follow these laws and procedures correctly. The Court may issue an order for monetary penalties against any party who does not proceed properly, including the judgment creditor.***

#### **USE FORM 14 IF:**

- ~ You are a judgment debtor or you represent a judgment debtor.
- ~ You wish to object statements appearing in a Garnishee's Nonexempt Earnings Statement you received from your employer because you believe that the amount of your nonexempt earnings has been incorrectly calculated for this pay period or that no amount should be withheld because the Writ of Garnishment or underlying judgment is invalid, satisfied, or superseded.

#### **TO COMPLETE FORM 14 YOU WILL NEED:**

- ~ Information on the Garnishee's Nonexempt Earnings Statement.

#### **HOW TO COMPLETE FORM 14:**

TYPE OR PRINT NEATLY USING **BLACK INK**. Match each numbered item in the instructions with the same numbered item on the Request for Hearing on Garnishee's Nonexempt Earnings Statement.

- (1) Type or print the name, mailing address and telephone numbers of the person filing this form. If you are representing yourself in this matter, check the box before "Self".  
If you are representing a judgment creditor but you are not an attorney and you are permitted by law to do so, check the box before "Other". A party to a garnishment may represent him/herself or be represented by an attorney. A **power of attorney** does not give the person a right to represent another party in a garnishment. In Justice Courts only, a corporation may be represented either by an attorney or by a duly authorized officer of the corporation (if the officer's primary duties are other than representing the corporation in Court); a partnership may be represented by an attorney or one or more partners.

*Lines 2 through 8 are known as the **caption**. You must complete this portion if not already filled in.*

- (2) Type or print the name and address of the Justice Court precinct in which you are filing the Request for Hearing.
- (5) Type or print the petitioner/plaintiff's name, mailing address and phone number(s) as it appears on the Writ. Check the box to indicate whether this party is the judgment creditor or judgment debtor as shown on the Writ.
- (6) Type or print the respondent/defendant's name, mailing address and phone number(s) as it appears on the Writ. Check the box to indicate whether this party is the judgment creditor or judgment debtor as shown on the Writ.
- (7) Type or print the garnishee's name, mailing address, phone number(s) as it appears on the Writ and attorney (if know).
- (8) Type or print the case number appearing on the Garnishee's Nonexempt Earnings Statement.
- (9) Check all boxes that apply.
- (10) If you checked this box, type or print the reason you believe that either no amount of money should have been withheld from your paycheck for this pay period, or that the garnishment or underlying judgment is invalid, satisfied, superseded, or some other reason for objecting to the Nonexempt Earnings Statement.
- (11) Complete the information under this box indicating the date and manner in which you will provide a copy of your Request for Hearing to the judgment creditor.
- (12) Complete the information under this box indicating the date and manner in which you will provide a copy of your Request for Hearing to the garnishee.
- (13) The court may need to contact you regarding your hearing. Provide a phone number where you can be contacted between 8 a.m. and 5 p.m.
- (14) Date and sign the Request for Hearing form.

#### **WHEN YOU HAVE COMPLETED THE FORM:**

- ~ Attach a copy of the Garnishee's Nonexempt Earnings Statement to which you are objecting to this form and file it with the clerk at the filing counter.
- ~ Immediately after filing you must mail or deliver a copy of the Request for Hearing to the judgment creditor and the garnishee.
- ~ The court should contact you regarding your hearing request within 10 days.